

MINUTES

MONTANA HOUSE OF REPRESENTATIVES 65th LEGISLATURE - REGULAR SESSION

COMMITTEE ON TAXATION

Call to Order: Chair Jeff Essmann, on February 16, 2017 at 8:00 AM, in Room 152
Capitol

ROLL CALL

Members Present:

Rep. Jeff Essmann, Chair (R)
Rep. Kelly Flynn, Vice Chair (R)
Rep. Kim Abbott (D)
Rep. Becky Beard (R)
Rep. Dave Fern (D)
Rep. Jim Hamilton (D)
Rep. Adam Hertz (R)
Rep. George G. Kipp III (D)
Rep. Steve Lavin (R)
Rep. Alan Redfield (R)
Rep. Bridget Smith (D)
Rep. Kerry White (R)

Members Excused:

Rep. Tom Jacobson, Vice Chair (D)
Rep. Zach Brown (D)
Rep. Mary Ann Dunwell (D)
Rep. Ron Ehli (R)
Rep. Wylie Galt (R)
Rep. Greg Hertz (R)
Rep. James O'Hara (R)
Rep. Tom Welch (R)

Members Absent: None

Staff Present: Margot Miltenberger, Committee Secretary
Megan Moore, Legislative Branch

Audio Committees: These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

Committee Business Summary:

Hearing & Date Posted: HB 442, 2/13/2017
Executive Action on: HB 30; HB 359; HB 396; HB 411

Committee Business:

00:01:54 Megan Moore, Legislative Services Division (LSD)

[EXHIBIT\(tah34a01\)](#)

[EXHIBIT\(tah34a02\)](#)

[EXHIBIT\(tah34a03\)](#)

[EXHIBIT\(tah34a04\)](#)

[EXHIBIT\(tah34a05\)](#)

[EXHIBIT\(tah34a06\)](#)

00:02:11 Rep. Kipp III joined the meeting and Rep. Dunwell joined the meeting

HEARING ON HB 442

Opening Statement by Sponsor:

00:06:45 Rep. Virginia Court (D), HD 50, opened the hearing on HB 442, Provide property tax exemption for public parks.

Proponents:

00:10:32 Roger Williams, Yellowstone River Parks

00:11:14 Rep. Jacobson, Rep. Welch, Rep. G. Hertz and Rep. Z. Brown joined the meeting

00:20:22 Mike Penfold, Our Montana

00:23:31 Robert Mackin, Self

[EXHIBIT\(tah34a07\)](#)

00:26:11 Dan Roper, Montana Audubon

00:27:33 Ed Bartlett, Yellowstone County, City of Billings, Billings Chamber of Commerce

Opponents:

00:29:01 Bob Story, Montana Taxpayers Association (Montax)

Informational Witnesses:

00:30:46 Tom Reilly, Montana State Parks

00:31:12 Linda Sather, Department of Revenue (DOR)

Questions from Committee Members and Responses:

00:31:38 Rep. Fern

00:33:37 Roger Williams, Yellowstone River Park

00:34:20 Rep. Dunwell

00:34:39 Rep. Court

00:35:56 Linda Sather, DOR

00:36:17 Rep. Dunwell

00:37:12 Linda Sather, DOR

00:37:31 Rep. G. Hertz

00:38:15 Linda Sather, DOR

00:39:03 Chair Essmann

00:40:50 Rep. Court

00:42:38 Rep. Beard

00:43:10 Rep. Court

00:44:32 Roger Williams, Yellowstone River Park

00:46:10 Rep. Flynn
00:46:44 Linda Sather, DOR
00:47:35 Rep. Flynn
00:49:09 Roger Williams, Yellowstone River Park
00:49:25 Rep. Flynn
00:49:48 Rep. Court
00:52:23 Rep. Hamilton
00:52:48 Mike Penfold, Our Montana
00:53:26 Rep. Z. Brown
00:53:55 Roger Williams, Yellowstone River Park
00:54:27 Rep. Z. Brown
00:55:24 Bob Story, Montax
00:56:47 Rep. Kipp III
00:57:20 Bob Story, Montax
00:57:59 Chair Essmann
01:00:34 Roger Williams, Yellowstone River Park
01:01:49 Chair Essmann
01:02:36 Rep. Court
01:03:25 Rep. Beard
01:03:56 Roger Williams, Yellowstone River Park
01:05:27 Rep. Flynn
01:07:13 Roger Williams, Yellowstone River Park
01:07:58 Rep. Abbott
01:10:10 Linda Sather, DOR
01:10:53 Rep. Welch
01:14:42 Rep. Court
01:16:35 Rep. Flynn
01:17:21 Rep. Court

Closing by Sponsor:

01:18:05 Rep. Court

01:23:21 Recessed

01:38:00 Reconvened

01:38:30 Rep. Essmann

[EXHIBIT\(tah34a08\)](#)

EXECUTIVE ACTION ON HB 411

01:38:39 **Motion/Vote:** Rep. A. Hertz moved that **HB 411 BE TABLED**. Motion carried 19-0 by voice vote. Rep. Ehli, Rep. Galt and Rep. B. Smith voted by proxy.

EXECUTIVE ACTION ON HB 359**Discussion:**

01:39:17 Megan Moore, LSD

01:40:03 **Motion/Vote:** Rep. Redfield moved that **HB 359 BE TABLED**. Motion carried 19-0 by voice vote. Rep. Ehli, Rep. Galt and Rep. B. Smith voted by proxy.

EXECUTIVE ACTION ON HB 396

01:40:38 **Motion:** Rep. Flynn moved that **HB 396 DO PASS**.

Discussion:

01:40:48 Megan Moore, LSD

01:41:17 Rep. White

01:42:45 Megan Moore, LSD

01:43:13 **Motion:** Rep. White moved that **HB 396 BE AMENDED**.
EXHIBIT(tah34a09)

Discussion:

01:43:26 Rep. White

01:43:43 **Vote:** Motion carried 19-0 by voice vote. Rep. Ehli, Rep. Galt and Rep. B. Smith voted by proxy.

01:44:27 **Motion:** Rep. Flynn moved that **HB 396 BE AMENDED**.
EXHIBIT(tah34a10)

Discussion:

01:45:02 Megan Moore, LSD

01:45:45 **Substitute Motion/Vote:** Rep. Abbott moved that **HB 396 BE CONCEPTUALLY AMENDED TO ADD "IN A PUBLIC MEETING WITH OPPORTUNITY FOR PUBLIC COMMENT" AFTER THE WORD "CONSULT" TO AMENDMENT HB039601.AMM**. Motion carried 19-0 by voice vote. Rep. Ehli, Rep. Galt and Rep. B. Smith voted by proxy.

01:46:49 **Motion:** Rep. Flynn moved that **HB 396 DO PASS AS AMENDED**.

Discussion:

01:47:34 Rep. Z. Brown

01:48:33 Rep. Dunwell

01:49:25 **Vote:** Motion carried 19-0 by voice vote. Rep. Ehli, Rep. Galt and Rep. B. Smith voted by proxy.

EXECUTIVE ACTION ON HB 30

01:50:11 **Motion:** Rep. Flynn moved that **HB 30 DO PASS.**

Discussion:

01:50:17 Megan Moore, LSD

01:50:37 Rep. White

01:51:15 Rep. A. Hertz

01:51:34 Rep. Jacobson

01:52:13 **Vote:** Motion carried 17-3 by roll call vote with Rep. Abbott, Rep. Z. Brown and Rep. Hamilton voting no. Rep. Ehli, Rep. Galt, Rep. O'Hara and Rep. B. Smith voted by proxy.

ADJOURNMENT

Adjournment: 01:58:06

Margot Miltenberger, Secretary

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Additional Documents:

EXHIBIT([tah34aad.pdf](#))